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12 Attorneys for Plaintiff
13 ENDURANCE AMERICAN SPECIALTY INSURANCE COMPANY

14 UNITED STATES DISTRICT COURT
15 CENTRAL DISTRICT OF CALIFORNIA

16 ENDURANCE AMERICAN SPECIALTY
17 INSURANCE COMPANY, a Delaware
18 corporation,

19 Plaintiff,

20 vs.

21 HAMILTON BREWART INSURANCE
22 AGENCY, LLC, a California limited liability
23 company; DEREK BREWART, an
24 individual; DEREK BREWART, AS
25 TRUSTEE OF THE HAMILTON
26 BREWART TRUST,

27 Defendants.

Case No. CV12-9277 JFW (Ex)

Hon. John F. Walter

FINAL JUDGMENT

Action Filed: October 29, 2012
Amended Complaint: Jan. 14, 2013
Discovery Cutoff: June 3, 2013
Final PTC Date: July 19, 2013
Trial Date: July 30, 2013

THIS MATTER is before the Court at the stipulated requested of Plaintiff Endurance American Specialty Insurance Company (“Endurance”) and Defendant Hamilton Brewart Insurance Agency LLC (“HBIA”).

This Court previously entered the following:

1. On January 29, 2013, a Default by Clerk was entered as to Derek Brewart, as Trustee of the Hamilton Brewart Trust (Docket No. 59).

2. On April 18, 2013, this Court granted Endurance’s Motion for Summary Judgment against Defendants Derek Brewart, individually, and as Trustee of the Hamilton Brewart Trust (Docket No. 106).

In light of the Court’s rulings and a settlement entered into by and between Endurance and HBIA, pursuant to Federal Rule Civil Procedure 41(a)(1)(A)(ii), the following matters have been dismissed with prejudice by Stipulation:

3. HBIA’s Counter-claim as against Endurance (Docket No. 57).

THEREFORE, IT IS HEREBY ORDERED and ADJUDGED as follows:

1. Judgment is entered in favor of Endurance against Defendants Derek Brewart, individually and as Trustee of the Hamilton Brewart Trust, on the grounds set forth in the Court’s April 18, 2013 Order (Docket No. 106), which Order is incorporated herein by reference as though fully set forth;

2. The Professional Liability Insurance Policy, Number PPL 10002126201 that Endurance issued to Hamilton Brewart Insurance Agency LLC for the Policy Period of July 1, 2011 to July 1, 2012 is rescinded and is rendered void *ab initio*.

3. The Professional Liability Insurance Policy, Number PPL 10002126202 that Endurance issued to Hamilton Brewart Insurance Agency LLC for the Policy Period of July 1, 2012 to July 1, 2013 is rescinded and is rendered void *ab initio*.

1 4. Judgment is further entered in accordance with the Stipulation of
2 Dismissal concurrently filed with this Court;

3 5. This action is dismissed with prejudice, in its entirety, with all parties
4 bearing their own attorneys' fees and costs.

5 IT IS SO ORDERED.

6 Dated: June 10, 2013

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8 _____
9 HON. JOHN F. WALTER
10 UNITED STATES DISTRICT COURT JUDGE
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